

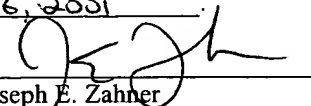
Docket Number: 3116-1763

CERTIFICATE OF MAILING

PATENT

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Joseph E. Zahner
Reg. No. P48,227

In re Application of: Curtiss and Tinge
Serial No.: 09/120,970
Filed: July 22, 1998
For: RECOMBINANT BACTERIAL VACCINE
SYSTEM WITH ENVIRONMENTALLY
LIMITED VIABILITY

Examiner: Ginny Portner

Group Art Unit 1645

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Washington, D.C. 20231

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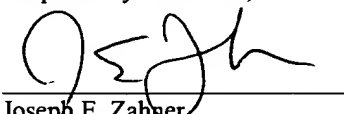
Transmitted herewith is a Response and Amendment "C" in the above-identified application.

- ☒ Small entity status of this application under 37 C.F.R. §§ 1.9 and 1.27 has been established by a verified statement previously submitted.
- ☐ A verified statement to establish small entity status under 37 C.F.R. §§ 1.9 and 1.27 is enclosed.

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDED FEE
TOTAL	33	46	0	\$9.00	\$.00
INDEP.	1	3	0	\$40.00	\$.00
TOTAL FEES FOR ADDITIONAL CLAIMS					\$.00

- ☒ A petition for a month extension of time is enclosed.
- ☒ If an extension or an additional extension of time is required, but is not enclosed, please consider this a conditional petition therefor and charge Deposit Account 18-1829 accordingly.
- ☒ A check in the amount of is attached.
- ☒ No additional fee is required.
- ☒ Please charge any deficiencies or credit any overpayment to Deposit Account 18-1829. A duplicate copy of this sheet is attached.

Respectfully submitted,


Joseph E. Zahner
Reg. No. P48,227
Howell & Haferkamp, L.C.
7733 Forsyth Boulevard, Suite 1400
St. Louis, Missouri 63105
(314) 727-5188

August 6, 2001



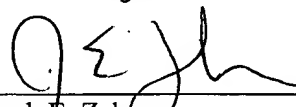
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

St. Louis, Missouri
August 6, 2001

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Washington, D.C. 20231

RESPONSE TO OFFICE ACTION AND AMENDMENT "C" UNDER 35 U.S.C. 1.116

This paper is filed in response to the Patent Office Action of Paper 14, dated June 5, 2001 and is intended to be responsive to each and every issue that was raised in the Action. Applicants request that the following papers be entered into the case as evidence in support of our arguments:

1. Krogh *et al.*, "Lysis genes of the *Bacillus subtilis* defective prophage PBSX," *J. Bacteriol.* 180:2110-2117 (April, 1998).
2. Young and Blasi, "Holins: form and function in bacteriophage lysis," *FEMS Microbiol. Rev.* 17: abstract (August 1995).

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